

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Public Services – A.P. Works Accounts Service - Disciplinary Proceedings initiated against Sri M. Madhusudana Rao, Pay and Accounts Officer, Eluru (now retired) - Charge not proved in the Inquiry - Further action dropped – Orders – Issued.

FINANCE (WA-II) DEPARTMENT

G.O.Rt.No. 87

Dated: 18-01-2014
Read the following:-

1. Irrigation & CAD Department U.O. Note No. 16763/Ser.VI(2)2009-1, dated 30.09.2009.
2. D.G., ACB, A.P., Hyderabad C. No. 72/DES-FWG/2008, dated 26.06.2009.
3. G.O. Rt. No. 404, Finance (WA.II) Department, dated 05.02.2010.
4. Written Statement of defence of Sri M. Madhusudana Rao, PAO (Retd), dated 16.02.2010.
5. From the Director of Works Accounts Lr.No.DWA/Hyd/Sn.I/EC3/2009-10/256, dated 19.02.2010.
6. G.O. Rt.No.3596, Finance (WA.II) Department, dated 06.08.2010.
7. Report of Sri J. Manohar, Joint Director and Enquiry officer dated 18.07.2013.

ORDER:

In the reference 1st read above, the Irrigation & CAD Department has furnished the ACB report on certain irregularities found in surprise check on the Office of the Deputy Executive Engineer, Special Minor Irrigation Sub-Division, Polavaram, West Godavari District on 31.10.2008. The ACB has found irregularity on the functioning of the PAO, Eluru and suggested for departmental action.

2. Government, after careful consideration of the report of the ACB, initiated Departmental Proceedings against Sri M. Madhusudhana Rao, PAO, Eluru (now retired) under Rule 20 of A.P.C.S. (CC&A) Rules, 1991. The following article of charge was framed against Sri M. Madhusudhana Rao, PAO, Eluru.

“That Sri M. Madhusudana Rao, S/o Gopalam joined the Government Service on 10.07.1987 FN as Divisional Accounts Officer, Grade-II. He was promoted as Divisional Accounts Officer, Grade-I on 21.07.1997, and later promoted as Pay & Accounts Officer on 17.05.2007 and working from 28.07.2008 as Pay & Accounts Officer, Eluru, West Godavari District and while working as such at Eluru he committed grave misconduct in as much as had returned bills without furnishing the reasons for returning the bills.

Thus, Sri M. Madhusudana Rao, S/o Gopalam, Pay & Accounts Officer, Eluru, West Godavari District by his above mentioned act has exhibited lack of integrity, devotion to duty and conduct unbecoming of a Government Servant and thereby contravened Rule 3(1) (2) and (3) of APCS (Conduct) Rules, 1964.”

3. The Charged Officer has submitted his written statement of defence stating that the charge leveled against him is totally false and without any substantial evidence of his duties and untenable.

4. The Director of Work Accounts has informed that the bills were returned by the Senior Assistant un-officially without notice of the Superintendent/Pay and Accounts Officer on 31.07.2008 and the fact came to the knowledge of the Pay and Accounts Officer after lapse of more than one year, as such the Pay and Accounts Officer is not personally responsible for the lapse. He has also opined that except a procedural irregularity, there is no financial involvement in this case and requested to drop further action against the Charged Officer Sri M. Madhusudhana Rao, PAO, Eluru.

(P.T.O.)

5. Government have examined the matter in detail and decided to initiate departmental action against the Superintendent and Senior Assistant concerned also for their lapses in the case.

6. In the reference G.O 6th read above, Government had appointed Sri J. Manohar as Inquiry Officer under Rule 20(2) of A.P. Civil Service (CC&A) Rules, 1991 to conduct departmental enquiry against Sri M. Madhusudhana Rao, Pay & Accounts Officer, Eluru (now retired). Sri T. Srikanth, Pay & Accounts Officer, Eluru was appointed as Presenting Officer under Rule 20 (5) of A.P. Civil Service (CC&A) Rules, 1991 to present the case before the Inquiry Officer.

7. The Inquiry Officer has completed the inquiry in nine sittings held in Ongole, Eluru, Visakhapatnam and Hyderabad and submitted his report on 29-07-2013. The Inquiry Officer in his report has stated that:

“the scope of the enquiry is limited and restricted to statement of imputations of misconduct which states that the Government Servant returned the bills without furnishing the reasons for returning the bills. Thus, the issues before the Enquiry Officer to resolve are;

- i) Whether the Charged Official returned the two bills under reference or not**
- ii) If returned, did he return the bills duly furnishing the reasons or without furnishing the reasons.**

During the enquiry no evidence is adduced against the Charged Official to establish that he returned the bills. Neither any evidence is produced to hold the Charged Official responsible for returning the bills. Hence the charge is not sustained.”

8. Government, after careful consideration of the report of the inquiry officer and material evidence on record decided to accept the findings of the Inquiry Officer and accordingly hereby exonerate Sri M. Madhusudana Rao, the then PAO, Eluru, West Godavari (now retired) from the Charge and drop further action against him in the case.

9. The Director of Works Accounts, Hyderabad is directed to take action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

L. PREMACHANDRA REDDY,
SECRETARY TO GOVERNMENT (W&P)

To

Sri M. Madhusudana Rao, PAO (Retired) along with a copy of the Inquiry report through the Director of Works Accounts, Hyderabad.

The Director of Works Accounts, Hyderabad.

Copy to:

Sri J. Manohar, Joint Director of Works Accounts & Inquiry Officer
The Secretary to A.P. Vigilance Commission, Secretariat, Hyderabad
SF/SCs.

// FORWARDED:: BY ORDER//

SECTION OFFICER.